

06/14/01
jc885 U.S. PTO

BOX PATENT APPLICATION
Attorney Docket No.: 23138A-T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

STEINER, et al.

Serial No. Not yet assigned

Filed: June 14, 2001

Title: **HETEROCYCLIC ESTER AND AMIDE HAIR GROWTH COMPOSITIONS AND USES**

(Divisional of U.S. Patent Application No. 09/089,377, filed June 3, 1998)

06/14/01
09/879888
J1033 U.S. PTO

TRANSMITTAL LETTER

The Commissioner for Patents
Washington, D.C. 20231

Sir:

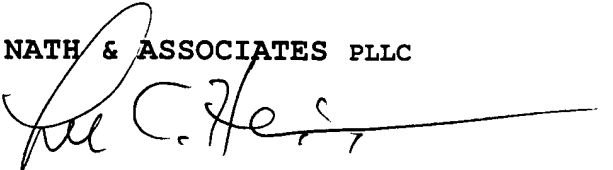
Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Filing Form For Divisional U.S. Patent Application;
- (3) Divisional application including:
 - 62 Pages Application Consisting of:
 - 38 Pages of Textual Specification
 - 18 Pages of 32 Claims
 - 1 page Abstract of the Disclosure
 - 5 sheets of drawings
- (4) Preliminary Amendment
- (5) Copy of executed Declaration and Assignment with cover sheet
- (6) Information Disclosure Statement
- (7) PTO Form-1449
- (8) Check No. 14912 \$710.00 for filing fee
- (9) Postcard for early notification of serial number.

Respectfully submitted,

NATH & ASSOCIATES PLLC

By:



Gary M. Nath
Registration No. 26,965
Todd L. Juneau
Registration No. 40,669
Lee C. Heiman
Registration No. 41,827
Customer No. 20529

Date: June 14, 2001
NATH & ASSOCIATES PLLC
1030 15th Street, NW - 6th Floor
Washington, D.C. 20005
GMN/TLJ/LCH/lis:DIVappl.trans

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

STEINER, et al.

Serial No.: Not yet assigned

Filing Date: June 14, 2001

Title: **HETEROCYCLIC ESTER AND AMIDE HAIR GROWTH COMPOSITIONS AND
USES**

FILING FORM

FOR DIVISIONAL U.S. PATENT APPLICATION

Commissioner of Patents
Washington, D.C. 20231

Sir:

1. This is a Request for filing a
- ☐ Continuation Application under:
 - ☐ 37 CFR § 1.53(b)(1)
 - ☒ Divisional Application under:
 - ☒ 37 CFR § 1.53(b)(1)
 - ☐ Continuation-In-Part (CIP) application
 - ☐ 37 CFR § 1.53(b)(2)

of **prior** ("parent") application:

Serial No. 09/089,377

Filed: June 3, 1998

Entitled: **HETEROCYCLIC ESTER AND AMIDE HAIR GROWTH
COMPOSITIONS AND USES**

2. ☒ Enclosed for application under 37 CFR §§ 1.53(b) are:
- 57 pages of text (specification, claims, abstract)
 - 32 claims
 - 5 sheets of drawings

3. The **present** application names the following inventor(s):

Joseph P. STEINER and Gregory S. HAMILTON

____ (37 CFR § 1.53--"CIP") The above-identified application (in which no payment of the Issue Fee, abandonment of or termination of proceedings has occurred) is hereby expressly abandoned as of the filing date of this new application.

The **Total Filing Fee** is calculated as follows:

____ Enter the Amendment filed in the prior patent application on _____ prior to calculating the filing fee.

XX Enter the enclosed Preliminary Amendment prior to calculating the filing fee.

| | (Col 1) | | (Col 2) | SMALL ENTITY | | OR | NON-SMALL ENTITY | |
|-------------------------------------|------------------------|----------|------------------------|--------------|-----|----------|------------------|-----|
| | NUMBER OF CLAIMS FILED | | NUMBER OF EXTRA CLAIMS | RATE | FEE | | RATE | FEE |
| TOTAL | 16 | minus 20 | 0 | x9= | 0 | | x18= | 0 |
| INDEP | 1 | minus 3 | 0 | x40= | 0 | | x80= | 0 |
| BASE FILING FEE: | | | | +355= | 0 | | +710= | 710 |
| <u>xx</u> Multiple Dependent Claims | | | | +130= | 0 | | +270= | 0 |
| TOTAL | | | | | 0 | OR TOTAL | | 710 |

____ Applicant(s) is/are a "small entity". A Verified Statement Claiming Small Entity Status:

____ was filed in the parent application, and small entity status is still proper and desired (Rules 60, 62 only);

____ is filed herewith;

____ will be filed at a later date.

X A check including the above-indicated filing fee is enclosed.

____ A Petition for Extension of Time (to keep the parent case pending) is enclosed, with a check including the \$ extension fee.

___ Assignment document(s) is/are submitted herewith, with a check including the recordation fee of \$40.00 per Assignment.

___ No check is enclosed. A Declaration and Power of Attorney will be submitted at a later date pursuant to 37 CFR §§ 1.41, 1.53, together with a check for the "Total Filing Fee" calculated above and a surcharge under 37 CFR § 1.16(e).

X The prior application is assigned of record to Guilford Pharmaceuticals, 6611 Tributary Street, Baltimore, Maryland 21224, the Assignment being recorded on July 27, 1998, on Reel 9346, Frame(s) 0610, which in turn assigned the application to GPI NIL Holdings, Inc., 222 Delaware Avenue, Wilmington, Delaware 19899, the Assignment being recorded on July 30, 1998, on Reel 9355, Frame(s) 0466.

___ An original executed Declaration is enclosed.

X Amend the specification by replacing the first sentence with the following:

--This application is a divisional of U.S. Patent Application No. 09/089,377, filed on June 3, 1998--

___ Foreign priority under 35 U.S.C. § 119 of _____ application(s) _____, filed _____, is hereby claimed. The certified priority paper(s):

___ was/were filed in the parent case;

___ is/are enclosed herewith;

___ will be submitted at a later date.

X The power of attorney in the prior application is to Gary M. Nath, Registration No. 26,965, Customer No. 20529.

X The power appears in the original papers in the prior application.

X Address all future communications to:

Gary M. Nath
NATH & ASSOCIATES PLLC
1030 15th Street, N.W.-.6th Floor
Washington, D.C. 20005

— If extensions of time under 37 CFR § 1.136 other than those provided herewith are required to prevent abandonment of the parent application, then such extensions of time are hereby petitioned to allow copendency of the parent and the present continuing application. The Commissioner is hereby authorized to charge fee deficiency under 37 CFR § 1.17, or credit any overpayment, to Deposit Account No. 14-0112. A duplicate copy of this Form is enclosed.

X The Commissioner is hereby authorized to charge any fee deficiency under 37 CFR §§ 1.16 and 1.17 which may be required, or credit any overpayment, to Deposit Account No. 14-0112. A duplicate copy of this Form is enclosed.

Respectfully submitted,

NATH & ASSOCIATES PLLC



Date: June 14, 2001

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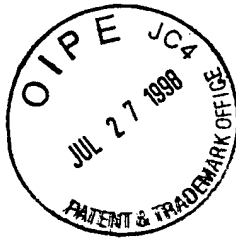
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

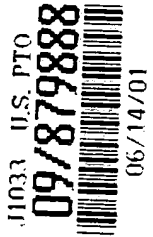
Joseph P. Steiner
Gregory S. Hamilton

Serial No: 09/089,377



Group Art Unit: 1614

Filed: June 3, 1998



For: Heterocyclic Ester and Amide Hair Growth Compositions and Uses

TRANSMITTAL LETTER

Assistant Commissioner for Patents
Box Assignment
Washington, D.C. 20231

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office are the following:

- 1) this Transmittal Letter;
- 2) Assignment Recordation Form Cover Sheet;
- 3) Executed Assignment; and
- 4) Check No. 9986 in the amount of \$40.00 (for Assignment recordation).

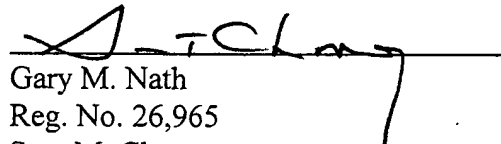
Please charge any fee deficiency or credit any overpayment to Deposit Account No.

14-0112.

Respectfully submitted,

NATH & ASSOCIATES

Date: July 27, 1998


Gary M. Nath
Reg. No. 26,965
Suet M. Chong
Reg. No. 38,104

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